

RECEIVED  
CENTRAL FAX CENTER

MAY 13 2005

**SMART & BIGGAR**

*Intellectual Property & Technology Law*

**To Fax no.:** 1-703-872-9306

**Page 1 of:** 11

**Attention:** Commissioner for Patents  
United States Patent & Trademark Office  
Attention: Robert J. McCarry Jr.  
Group Art Unit: 3617

438 University Avenue  
Suite 1500, Box 111  
Toronto, Canada M5G 2K8

Tel.: (416) 593-5514  
Fax: (416) 591-1690

**From:** Matthew Zischka

**Your file no.:** 10/687,760

**Date:** May 13, 2005

**Reply to Toronto file no.:** 91634-11

**Time:**

**FORMAL RESPONSE TO OFFICE ACTION**  
**Dated December 13, 2004**

RECEIVED  
MAY 16 2005  
OIP/E/JCMS

**If there are any transmission problems, please call (416) 593-5514.**

Original copy and any enclosures

☐ will be sent by ☐ mail  
☐ will not ☐ courier

The information contained in this transmission is confidential and only for the intended recipient identified above. If you are not the intended recipient, you are hereby notified that any dissemination or use of this communication is unlawful. If you have received this transmission in error, please immediately notify us by telephone (collect). Return the original message to us and retain no copy.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:  
Sergio Panetta

Serial No.: 10/687,760

Filed: October 20, 2003

For: RAIL BASED ELECTRIC POWER  
DISTRIBUTION NETWORK

Commissioner for Patents  
Alexandria, Virginia  
U.S.A.

Group Art Unit: 3617

Examiner: Robert J. McCarry, Jr.

Attorney Docket No.: 91634-11

## Certificate of Transmission

I hereby certify that this correspondence is being  
facsimile transmitted to the Patent and  
Trademark Office Fax No. (703) 872-9306  
May 13, 2005

Signature

Matthew Zischka

Typed or printed name of person signing this certificate

## AMENDMENT TRANSMITTAL LETTER (LARGE ENTITY)

Dear Sir:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	14	20	0	X \$50.00	\$0
INDEP. CLAIMS	3	3	0	X \$200.00	\$0
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0

- ☒ No additional fee is required for amendment.
- ☐ Please charge Deposit Account No. 19-2548 amount of \$\_\_\_\_\_ duplicate copy of this sheet is enclosed.
- ☒ Conditional Petition for Extension of Time: An extension of time is requested to provide for timely filing if an extension of time is still required after all papers filed with this transmittal have been considered. Please charge the fees required therefor to Deposit Account No. 19-2548.
- ☐ A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-2548. A duplicate copy of this sheet is enclosed.
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application procession fees under 37 C.F.R. 1.17.

May 13, 2005

Date

91634-11

Encl.

Telephone: (416) 593-5514

Matthew Zischka (Reg. No. 41,575)

SMART & BIGGAR

438 University Avenue, Suite 1500

Toronto, Ontario, Canada M5G 2K8

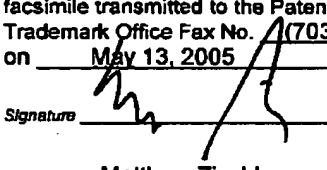
**RECEIVED**  
**CENTRAL FAX CENTER**  
**MAY 13 2005**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No.: 10/687,760 Confirmation No.: 9598  
First Named Inventor: Sergio Panetta  
TC/A.U.: 3617  
Examiner: Robert J. McCarry Jr.  
Filed: 10/20/2003  
Title: RAIL BASED ELECTRIC POWER DISTRIBUTION  
NETWORK  
Docket No.: 91634-11  
Customer No.: 22463

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Certificate of Transmission	
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office Fax No. <u>(703) 872-9306</u>	
on <u>May 13, 2005</u>	
Signature	
<u>Matthew Zischka</u>	
Typed or printed name of person signing this certificate	

**PTO Customer No. 22463**

**RESPONSE TO OFFICE ACTION**

In response to the office action dated December 13, 2004, please amend the application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.